

PATENTS  
108041-0019

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of:	)	
Paolo Falcioni et al.	)	
	)	
Serial No.: 10/585,711	)	Examiner: not yet assigned
	)	
Filed: July 10, 2006	)	
	)	Art Unit: not yet assigned
For: DEVICE FOR MONITORING AN	)	
ELECTRIC APPLIANCE	)	
	)	
	)	
	)	Cesari and McKenna, LLP
		88 Black Falcon Avenue
		Boston, MA 02210
		January 19, 2007

### **EXPRESS-MAIL DEPOSIT**

**“Express Mail” Mailing-Label Number:** EV916601890US

The following papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

X Check No. 34411 for \$400                      X Petition to Commissioner

01/23/2007 GFREY1 00000125 10585711

01 FC:1462	400.00 OP
02 FC:1206	1030.00 OP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of:	)	
Paolo Falcioni et al.	)	
	)	
Serial No.: 10/585,711	)	
	)	Examiner: not yet assigned
Filed: July 10, 2006	)	
	)	Art Unit: not yet assigned
For: DEVICE FOR MONITORING AN	)	
ELECTRIC APPLIANCE	)	
	)	

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
January 19, 2007

"Express Mail" Mailing-Label Number: EV916601890US

Honorable Commissioner for Patents  
Mail Stop: PCT  
Attn: PCT Legal Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION TO COMMISSIONER UNDER 37 C.F.R. 1.182**

The above-referenced application is a US National Application that claims priority from European Patent Application EP05425500.5, which was filed on July 11, 2005. The application as filed claimed priority from the European Patent Application, however, the incorrect PTO form was used. Inadvertently, and without deceptive intent, the application was filed using form PTO-1390, which is designated for a U.S. National Application that claims priority from a PCT application under 35 U.S.C. 371.

We respectfully petition that the application be considered a non-provisional application that claims foreign priority under 35 U.S.C. 119. A check in the amount of \$ 400.00, comprising the specified fee for this petition, is enclosed herewith.

If any additional Information is required for this petition, please contact the undersigned. Also, please charge any additional fee occasioned by this Petition to our Deposit Account No. 03-1237.

Respectfully submitted,



Patricia A. Sheehan

Reg. No. 32,301

CESARI AND MCKENNA, LLP

88 Black Falcon Avenue

Boston, MA 02210-2414

(617) 951-2500